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An Act for repealing an Act made in the ninth Year of the Reign of Her late Majesty Queen Anne, Intituled, An Act to oblige Ships coming from Places infected, more effectually to perform their Quarentine; *and for the better preventing the Plague being brought from foreign Parts into Great Britain or Ireland, or the Isles of Guernsey, Jersey, Alderney, Sark or Man; and to hinder the spreading of Infection.*

WHereas in the Parliament begun and holden at Westminster in the ninth Year of the Reign of her late Majesty Queen Anne, an Act passed, intituled, *An Act to oblige Ships coming from Places infected, more effectually to perform their Quarentine*; and whereas Marseilles, and other Places in the Southern Parts of France, have, for some time past, been visited with the Plague, which occasioned just Apprehensions lest the Infection might be brought into this Kingdom from the Places so infected, or other Places trading or corresponding therewith, unless timely Care were taken to prevent the same; and whereas it has been found by Experience, that the said Act is defective and insufficient for the Purposes intended; and the Penalties inflicted by the same not adequate to the Offences thereby prohibited; and some further Provisions are necessary to be made, in case it should please Almighty God to permit these Kingdoms to be afflicted with the Plague: For Remedy thereof, be it enacted by the King's most excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in Parliament assembled, and by the Authority of the same, that during the present Infection, and in all future Times, when any Country or Place shall be infected with the Plague, all Ships, Vessels, Persons, Goods and Merchandizes whatsoever, coming or imported in such Ships or Vessels, into any Port or Place within Great Britain or Ireland, or the Isles of Guernsey, Jersey, Alderney, Sark or Man, from any Place so infected, or from any Place the Inhabitants whereof are known to trade or correspond with any Country or Place actually infected, or from any Place from whence his Majesty, his Heirs or Successors, by and with the Advice of his or their Privy-Council, shall judge it probable that the Infection may be brought, shall be obliged to make their Quarentine in such Place and Places, for such Time and in such Manner as hath been or shall, from time to time, be directed by His Majesty, his Heirs or Successors, by his or their Order or Orders made in his or their Privy Council, and notified by Proclamation; and that until such Ships, Vessels, Persons, Goods, and Merchandizes, shall have respectively performed, and be discharged from such Quarentine, no such Persons, Goods, or Merchandizes, or any of them, shall come or be brought on Shore, or go or be put on board any other Ship or Vessel in any Place within His Majesty's Dominions, unless in such Cases, and by such proper Licence, as shall be directed or permitted by such Order or Orders made by His Majesty, his Heirs or Successors, in Council, and notified, as aforesaid; and that all such Ships and Vessels, and the Persons and Goods coming or imported in, or going or being put on board the same, and all Ships, Vessels, Boats, and Persons receiving any Goods or Persons out of the same, shall be subject to such Orders, Rules, and Directions concerning Quarentine, and the prevention of Infection, as have been or shall be made by His Majesty, his Heirs and Successors, in Council, and notified by Proclamations, as aforesaid.

And to the End it may be the better known, whether any Ship or Vessel be actually infected with the Plague, or whether such Ship or Vessel, or the Mariners or Cargo coming and imported in the same, are liable to any Orders touching Quarentine; be it enacted by the Authority aforesaid, That during the present Infection, and in all future Times, when any Country or Place shall be infected with the Plague, and any Order or Orders shall be made by His Majesty, his Heirs or Successors, concerning Quarentine, and the Prevention of Infection, and notified, as aforesaid, as often as any Ship or Vessel shall attempt to enter into any Port or Place in Great Britain or Ireland, or the Isles of Guernsey, Jersey, Alderney, Sark, or Man, the principal Officer of His Majesty's Customs in such Port or Place, or such Person as shall be authorized to see Quarentine duly performed, shall go off, or cause some other Person to be by him appointed for that Purpose, to go off to such Ship or Vessel; and such Officer or other Person authorized to see Quarentine performed, as aforesaid, or the Person so by him appointed for that Purpose, shall, at a convenient Distance from such Ship or Vessel, demand of the Commander, Master, or other Person having Charge of such Ship or Vessel, and such Commander, Master, or other Person having Charge of such Ship or Vessel, shall, upon such Demand, give a true Account of the following Particulars; (that is to say) the Name of such Ship or Vessel; the Name of the Commander or the Person having Charge thereof; at what Place the Cargo was taken on board; what Place or Places the Ship or Vessel touched at in her Voyage; Whether such Places, or any, and which of them, were infected with the Plague; how long such Ship or Vessel had been in her Passage; how many Persons were on board when the said Ship or Vessel set Sail; whether any, and what Persons, during that Voyage, on board such Ship or Vessel, had been or shall be then infected with the Plague; how many died in the Voyage, and of what Distemper; what Ships or Vessels he or any of his Ships Company with his Privity went on board, or had any of their Company come on board his Ship or Vessel in the Voyage; and to what Place such Ships or Vessels belonged; and also the true Contents of his Lading to the best of his Knowredge: And in case it shall appear upon such Examination or otherwise, that any Person then on board such Ship or Vessel, shall at the time of such Examination be actually infected with the Plague, in such case it shall and may be lawful to and for the Officers of any of His Majesty's Ships of War, or any of His Majesty's Forts or Garrisons, and all other His Majesty's Officers, whom it may concern, upon Notice thereof given to them, or any of them respectively, and to and for any other Person or Persons, whom they shall call to their Aid or Assistance, and they are hereby required to resist and oppose the Entrance of such Ship or Vessel into any such Port or Place, or to oblige such Ship or Vessel to depart out of the same, and to use all necessary Means for the Purposes aforesaid, or either of them, be it by firing of Guns upon such Ship or Vessel, or any other kind of Force and Violence whatsoever; and in case any such Ship or Vessel shall come from any Place visited with the Plague, or have any Person on board actually infected, and the Commander, Master, or other Person having Charge of such Ship or Vessel, shall not discover the same, such Commander, Master, or other Person having Charge of such Ship or Vessel, shall be adjudged guilty of Felony, and suffer Death, as in case of Felony, without Benefit of Clergy; and in case such Commander, Master, or other Person having Charge of such Ship or Vessel, shall, upon such Demand made, as aforesaid, not make a true Discovery in any other of the Particulars before-mentioned, such Commander, Master or other

other Perſon having Charge of ſuch Ship or Veſſel, for every ſuch Offence ſhall forfeit the Sum of two hundred Pounds; one Moiety thereof to the King, his Heirs and Succeſſors, and the other Moiety to him or them who will ſue for the ſame, by Action, Bill, Plaint, or Information, in any of His Majeſty's Courts of Record at Weſtminſter, Edinburgh, Dublin, or in the proper Courts of the Iſles of Guernſey, Jerſey, Alderney, Sark or Man, reſpectively.

And be it further enacted by the Authority aforeſaid, That if any Commander, Maſter, or other Perſon having Charge of any Ship or Veſſel liable to perform Quarentine, ſhall himſelf quit, or ſhall permit or ſuffer any Seaman, or Paſſenger coming in ſuch Ship or Veſſel, to quit ſuch Ship or Veſſel by going on Shore, or by going on board any other Ship, Boat, or Veſſel before ſuch Quarentine ſhall be duly performed, unleſs in ſuch Caſes, and by ſuch proper Licence as ſhall be directed or permitted by ſuch Order or Orders made or to be made concerning Quarentine, and the Prevention of Infection, and notified, as aforeſaid; or in caſe any Commander, Maſter, or other Perſon having Charge of ſuch Ship or Veſſel, ſhall not within convenient time, after due Notice given for that Purpoſe by the proper Officer, cauſe ſuch Ship or Veſſel, and the Lading, to be conveyed into the Place or Places appointed for ſuch Ship or Veſſel, and the Lading thereof, to perform Quarentine reſpectively, then and in every ſuch caſe, every ſuch Ship or Veſſel, with her Tackle, Apparel and Furniture, ſhall be forfeited to His Majeſty, his Heirs and Succeſſors, and ſhall and may be ſeized, ſued for, and recovered in His Majeſty's Court of Exchequer at Weſtminſter, Edinburgh, or Dublin, or in the proper Courts of the Iſles of Guernſey, Jerſey, Alderney, Sark, or Man reſpectively, to the Uſe of His Majeſty, his Heirs and Succeſſors; and every ſuch Commander, Maſter, or other Perſon, having Charge of ſuch Ship or Veſſel, for every ſuch Offence ſhall forfeit the Sum of two hundred Pounds; one Moiety thereof to the King, his Heirs and Succeſſors, and the other Moiety to him or them who will ſue for the ſame; and alſo if any Perſon ſhall ſo quit ſuch Ship or Veſſel by going on Shore, or by going on board any other Ship or Veſſel contrary to the true Meaning of this Act, it ſhall and may be lawful for all Perſons whatſoever, by Force and Violence, to compel ſuch Perſon to return on board ſuch Ship or Veſſel; and every ſuch Perſon ſo quitting ſuch Ship or Veſſel, ſhall, for every ſuch Offence, ſuffer Impriſonment for the Space of ſix Months, and ſhall alſo forfeit the Sum of two hundred Pounds; one Moiety to the King, his Heirs and Succeſſors, the other Moiety to him or them that will ſue for the ſame; the ſame reſpective Penalties and Forfeitures to be recovered by Action, Bill, Plaint, or Information in any of His Majeſty's Courts of Record at Weſtminſter, Edinburgh, or Dublin, or in the proper Courts of the Iſles of Guernſey, Jerſey, Alderney, Sark, or Man reſpectively.

And be it further enacted by the Authority aforeſaid, That if at any Time or Times hereafter any City, Town or Place within Great Britain or Ireland, or the Iſles of Guernſey, Jerſey, Alderney, Sark, or Man, ſhall be infected with the Plague, and the ſame, upon Examination, ſhall be made appear to His Majeſty, his Heirs or Succeſſors, in Council, it ſhall and may be lawful to and for His Majeſty, his Heirs and Succeſſors, by and with the Advice of his or their Privy Council, during the Continuance of ſuch Calamity, to make ſuch Orders and Regulations concerning Quarentine, and the Prevention of Infection, as ſhall be neceſſary for the Safety and Preſervation of his or their Subjects, and to notifie the ſame by Proclamation; and all and every Perſon and Perſons, Officer and Officers, Civil and Military, whatſoever, ſhall render due and exact Obedience to all ſuch Orders and Regulations ſo made and notified, as aforeſaid.

And be it further enacted by the Authority aforeſaid, That during the preſent Infection, and in all future Times, when any Country or Place ſhall be infected with the Plague, it ſhall and may be lawful to and for His Majeſty, his Heirs and Succeſſors, to order Ships to be provided, or to cauſe Houſes or Lazarets for the receiving and entertaining of Perſons infected with the Plague, or obliged to perform Quarentine, during ſuch Time as they ſhall continue infected, or until they ſhall have performed ſuch Quarentine reſpectively; and alſo Sheds, Tents, and other Places, proper for the depoſiting, opening, and airing of Goods and Merchandizes comprized within any ſuch Order or Orders, made or to be made and notified, as aforeſaid, to be provided or erected, to continue for ſuch Time and Term as His Majeſty, his Heirs and Succeſſors, ſhall think proper and direct, in convenient Places within any Part of Great Britain or Ireland, to be allowed and approved by two or more Juſtices of the Peace for the County, Diviſion, or Liberty, where the ſame ſhall reſpectively lie, living near thereunto, under their Hands and Seals, either in any Waſte Grounds or Commons, or where ſuch Waſte Grounds or Commons are not ſufficient, in the ſeveral Grounds of any Perſon or Perſons whatſoever, not being a Houſe, Park, Garden, Orchard, Yard, or planted Walk, or Avenue to a Houſe, paying ſuch Rate, Rent, or Conſideration for the ſame to the Perſons intereſted therein reſpectively, according to their ſeveral Intereſts in the ſame, as ſhall be agreed upon between the Perſons ſo intereſted, their Guardians or Truſtees, and any two Perſons to be appointed for that Purpoſe by His Majeſty, his Heirs or Succeſſors, under his or their Sign-Manual; and in caſe of any Difference concerning ſuch Rate, Rent, or Conſideration, between the Perſons ſo intereſted, their Guardians or Truſtees, and ſuch Perſons ſo to be appointed by His Majeſty, his Heirs or Succeſſors, as aforeſaid, the Juſtices of the Peace at the next General Quarter Seſſions of the Peace to be held for ſuch County, Diviſion, or Liberty, wherein ſuch Grounds ſhall lie, ſhall and may adjudge, determine, aſſeſs, and ſettle the ſame, and ſuch Judgment and Determination ſhall be final; and his Majeſty, his Heirs and Succeſſors, ſhall and may hold and enjoy ſuch Ground, for and during all ſuch Time and Term as His Majeſty, his Heirs or Succeſſors, ſhall judge neceſſary for the Purpoſes aforeſaid, paying for the ſame ſuch Rate, Rent, or other Conſideration, as ſhall be agreed upon, or aſſeſſed and adjudged, as aforeſaid.

And be it further enacted by the Authority aforeſaid, that the proper Officers authorized to put in Execution ſuch Orders, made or to be made and notified, as aforeſaid, ſhall, and they are hereby impowered and required to cauſe and compel all Perſons infected with the Plague, or obliged to perform Quarentine, and all Goods and Merchandizes comprized within any ſuch Orders, made or to be made and notified, as aforeſaid, reſpectively, to repair or be conveyed to ſome of the ſaid Ships, Houſes, or Lazarets, Sheds, Tents, or other Places, provided, as aforeſaid, according to ſuch Order or Orders, made or to be made and notified, as aforeſaid.

And be it further enacted, That if any Perſon infected with the Plague, or obliged to perform Quarentine, ſhall wilfully refuſe or neglect to repair within convenient time, after due Notice for that Purpoſe given to him, her, or them, by the proper Officer, to the Ship, Houſe, Lazaret, or other Place duly appointed for him, her, or them; or having been placed in ſuch Ship, Houſe, Lazaret, or other Place, ſhall eſcape, or attempt to eſcape out of the ſame, whilſt he, ſhe, or they ſhall continue infected, or before Quarentine fully performed reſpectively; it ſhall and may be lawful to and for the Watchmen and other Perſons, appointed to ſee Quarentine performed, by any kind of Violence that the Caſe ſhall require, to compel every ſuch Perſon ſo refuſing or neglecting, as aforeſaid, and every ſuch Perſon ſo eſcaping, or attempting to eſcape, as aforeſaid, to repair or return into ſuch Ship, Houſe, Lazaret, or other Place, ſo appointed for him, or her, as aforeſaid; and every ſuch Perſon ſo refuſing or neglecting to repair within convenient time after ſuch Notice, as aforeſaid, into ſuch Ship, Houſe, Lazaret, or other Place appointed for him, or her, as aforeſaid, and alſo every Perſon actually eſcaping, as aforeſaid, ſhall

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be adjudged guilty of Felony, and ſhall ſuffer Death as a Felon without Benefit of Clergy.

And be it further enacted, That if any Perſon not infected, nor liable to perform Quarentine, ſhall preſume to enter any Ship, Houſe, Lazaret, or other Place ſo appointed, as aforeſaid, whilſt any Perſon or Perſons ſo infected, or being under Quarentine, ſhall be therein, and ſhall return, or attempt to return from thence, unleſs in ſuch Caſes, and by ſuch proper Licence, as ſhall be directed or permitted by ſuch Order or Orders, made or to be made and notified, as aforeſaid, it ſhall and may be lawful to and for the Watchmen, or other Perſons appointed to guard or ſecure ſuch Ship, Houſe, Lazaret, or other Place ſo appointed, as aforeſaid, by any kind of Violence that the Caſe ſhall require, to compel ſuch Perſon, ſo returning, or attempting to return, to repair into ſome Ship, Houſe, Lazaret, or other Place, ſo appointed, as aforeſaid, there to continue and perform Quarentine; and in caſe ſuch Perſon ſhall actually eſcape out of ſuch Ship, Houſe, Lazaret, or other Place, where he, or ſhe ſhall be ſo placed for Performance of Quarentine, before he or ſhe ſhall have fully performed the ſame, he or ſhe ſhall be adjudged guilty of Felony, and ſhall ſuffer Death as a Felon without Benefit of Clergy.

And be it further enacted by the Authority aforeſaid, That if at any time or times hereafter, any City, Town, or Place within Great Britain, or Ireland, ſhall be infected with the Plague, it ſhall and may be lawful to and for His Majeſty, his Heirs and Succeſſors, to cauſe one or more Line or Lines, Trench or Trenches, to be caſt up or made about ſuch infected City, Town, or Place, at a convenient Diſtance from the ſame, in order to cut off the Communication between ſuch infected City, Town, or Place, and the reſt of the Country; and to prohibit all Perſons, Goods, and Merchandizes whatſoever, to enter, paſs, or be carried over ſuch Lines or Trenches, unleſs in ſuch Caſes, and by ſuch proper Licence, and ſubject to ſuch Regulations and Reſtrictions for Performance of Quarentine, as ſhall be directed or permitted by any ſuch Order or Orders, made or to be made and notified, as aforeſaid; and in caſe any Perſon or Perſons, being within ſuch Lines or Trenches or any of them, ſhall, during the time of ſuch Infection, preſume or attempt to come out of the ſame, unleſs in ſuch Caſes, and by ſuch proper Licence, and ſubject to ſuch Regulations and Reſtrictions for Performance of Quarentine, as ſhall be directed or permitted by ſuch Order or Orders, made or to be made and notified, as aforeſaid; it ſhall and may be lawful to and for the Watchmen, or Perſons appointed to guard or ſecure ſuch Lines or Trenches, or any of them, by any kind of Violence that the Caſe ſhall require, to compel all and every ſuch Perſon and Perſons to return back within ſuch Lines or Trenches; and in caſe any Perſon ſhall actually come out of ſuch Lines or Trenches, or any of them (unleſs in ſuch Caſes, and by ſuch proper Licence, and ſubject to ſuch Regulations and Reſtrictions as aforeſaid) every ſuch Perſon ſhall be adjudged guilty of Felony, and ſuffer Death as a Felon without Benefit of Clergy.

And be it further enacted by the Authority aforeſaid, That during the preſent Infection, and at all Times hereafter, when any foreign Country, or any Part of Great Britain or Ireland ſhall be infected with the Plague, it ſhall and may be lawful to and for any two Juſtices of the Peace of any County, Riding, Diviſion, or Liberty, next to ſuch Place where any Ship or Veſſel ſhall be performing Quarentine, or wherein any infected Place, or any Houſe, Lazaret, or Place for Performance of Quarentine, ſhall be ſituate, or any Lines or Trenches ſhall be made, as aforeſaid, and they are hereby required, from time to time, when any ſuch Town or Place ſhall be infected with the Plague, or any Lines or Trenches ſhall be made, as aforeſaid, or any Perſons, Ships, Goods, or Merchandizes infected, or obliged to perform Quarentine, ſhall be put in any Houſe, Lazaret, or other Place for Performance of Quarentine, to order the Inhabitants of ſuch and ſo many Pariſhes, Townſhips, Vills, or Extraparochial Places about the ſame reſpectively, as they ſhall judge neceſſary; and ſuch Inhabitants are hereby required, in purſuance of ſuch Orders, upon Notice thereof, to keep ſufficient Watches by Day and Night upon ſuch Town or Place ſo infected, and upon ſuch Lines and Trenches made, as aforeſaid, and upon ſuch Houſes, Lazarets, Ships, or other Places for Performance of Quarentine, for ſuch Time, in ſuch Manner, and with ſuch Numbers of Watchmen, at every Place, as the ſaid Juſtices by their ſaid Order, ſhall direct and appoint; and ſuch Watchmen are hereby required not to permit or ſuffer any ſuch Perſon, Ships, Goods, or Merchandizes, to depart, or be conveyed out of ſuch Town or Place infected, or ſuch Lines or Trenches made, as aforeſaid, or ſuch Houſe, Lazaret, or other Place for performing of Quarantine, over which they ſhall be appointed to watch reſpectively, unleſs in ſuch Caſes, and by ſuch proper Licence, as are or ſhall be directed or permitted by ſuch Order or Orders, made or to be made and notified, as aforeſaid; and in caſe any Inhabitant of any Pariſh, Townſhip, Vill, or Extraparochial Place, ſhall neglect or refuſe to keep ſuch Watch, or to procure ſome able and ſufficient Perſon to keep ſuch Watch in his ſtead, according to ſuch Order or Orders as ſhall be made by any Two Juſtices of the Peace in purſuance of this Act, and ſhall be thereof lawfully convicted upon his or her Appearance or Default, upon the Oath or Oaths of one or more credible Witneſs or Witneſſes, by one or more Juſtice or Juſtices of the Peace of the County, Diviſion, or Liberty, where ſuch Offence ſhall be committed, or the Offender ſhall be found (which Oath ſuch Juſtice or Juſtices of the Peace are hereby impowered and required to adminiſter) the Perſon ſo convicted ſhall forfeit any Sum not exceeding one hundred Pounds, nor leſs than ten Pounds, at the Diſcretion of ſuch Juſtice or Juſtices; one Moiety thereof to the Informer, and the other Moiety to the Poor of the Pariſh where ſuch Offence ſhall be committed, the ſame to be levied by Diſtreſs and Sale of the Offenders Goods, by Warrant under the Hand and Seal, or Hands and Seals of ſuch Juſtice or Juſtices before whom ſuch Offender ſhall be convicted, as aforeſaid; and every ſuch Offender ſhall alſo by ſuch Juſtice or Juſtices be committed to Priſon, there to remain without Bail or Mainprize during the Space of two Months, and from that time until Payment of the Sum of Money ſo adjudged by ſuch Juſtice or Juſtices, as aforeſaid: And in caſe any Perſon or Perſons appointed or retained to ſerve as a Watchman or Watchmen for the Purpoſes aforeſaid, or any of them, ſhall be guilty of any Breach or Neglect of his or their Duty in that behalf, and ſhall be thereof convicted upon the Oath or Oaths of one or more credible Witneſs or Witneſſes, by one or more Juſtice or Juſtices of the Peace of the County, Diviſion, or Liberty, where ſuch Offence ſhall be committed, or the Offender ſhall be found (which Oath ſuch Juſtice or Juſtices of the Peace are hereby impowered and required to adminiſter) the Perſon ſo convicted ſhall, for every ſuch Offence, forfeit any Sum not exceeding one hundred Pounds, nor leſs than ten Pounds, at the Diſcretion of ſuch Juſtice or Juſtices; one Moiety thereof to the Informer, and the other Moiety to the Poor of the Pariſh where ſuch Offence ſhall be committed; the ſame to be levied by Diſtreſs and Sale of the Offenders Goods, by Warrant under the Hand and Seal, or Hands and Seals of ſuch Juſtice or Juſtices before whom ſuch Offender ſhall be convicted, as aforeſaid; and ſhall alſo for every ſuch Offence by ſuch Juſtice or Juſtices be committed to Priſon, there to remain without Bail or Mainprize by the ſpace of two Months, and from that time until Payment of the Sum of Money ſo adjudged by ſuch Juſtice or Juſtices, as aforeſaid.

And it is hereby further Enacted, That if any Officer or Officers of His Majeſty's Cuſtoms, or any other Officer or Officers, Perſon or Perſons whatſoever, to whom it doth or ſhall appertain to execute any Order or Orders made or to be made concerning Quarentine, and the Prevention of Infection, and notified, as aforeſaid, or to ſee the ſame put in Execution, ſhall be guilty of any wilful Breach or Neglect of his or their Duty in that Behalf, every ſuch Officer and Perſon ſo offending ſhall forfeit his Office or Employment in the Cuſtoms, or other Office or Employment, and

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ſhall become from thenceforth uncapable to hold and enjoy the ſame, or to take a new Grant thereof, and ſhall alſo forfeit the Sum of one hundred Pounds; One Moiety thereof to the King, his Heirs and Succeſſors, and the other Moiety to him or them, who ſhall or will ſue for the ſame, by Action, Bill, Plaint, or Information, in any of His Majeſty's Courts of Record at Weſtminſter, Edinburgh, or Dublin, or in the proper Courts of the Iſles of Guernſey, Jerſey, Alderney, Sark, or Man reſpectively.

And whereas Cotton, Skins, and Human Hair, and certain other Species of Goods and Merchandizes, are more eſpecially liable to retain Infection, and may be brought from Places infected into other Countries, and from thence imported into His Majeſty's Dominions in Ships not obliged to perform Quarentine; be it enacted by the Authority aforeſaid, That during the preſent Infection, and in all future Times, when any Foreign Country or Place ſhall be infected with the Plague, all ſuch Goods and Merchandizes as are or ſhall be particularly ſpecified for that Purpoſe, in any Order or Orders made or to be made concerning Quarentine, and the Prevention of Infection, and notified, as aforeſaid, imported into any Part of His Majeſty's Dominions from any Foreign Country or Place in any Ship or Veſſel whatſoever, ſhall be ſubject and liable to ſuch Order or Orders made or to be made concerning Quarentine, and the Prevention of Infection, and notified, as aforeſaid.

And be it enacted by the Authority aforeſaid, That if it ſhall appear to his Majeſty, his Heirs or Succeſſors, that during the Time of ſuch Infection, as aforeſaid, any Ship or Veſſel ſhall come into any Port or Place within any of His Majeſty's Dominions from any Place infected with the Plague, or being laden with any Goods or Cargo taken on board ſuch Ship or Veſſel at any Place ſo infected, or from on board any Ship or Veſſel ſo infected, as aforeſaid, or that there ſhall be any Perſon or Perſons on board ſuch Ship or Veſſel actually infected with the Plague, or that any Goods, Wares, or Merchandizes are actually infected with the Plague, then, and in any of the ſaid Caſes, It ſhall and may be lawful for His Majeſty, His Heirs and Succeſſors, by Order in Council, to direct, authorize, and impower any Perſon or Perſons that ſhall be thought proper, to burn or deſtroy, or cauſe to be burnt or deſtroyed, ſuch Ship or Veſſel, with the Tackle, Apparel, and Furniture thereof, and ſuch Goods, Wares, and Merchandizes infected, as aforeſaid, or ſo much thereof as ſhall be neceſſary for preventing the ſpreading of the Infection.

And it is hereby further enacted, That after Quarentine ſhall have been duly performed by any Ship or Veſſel, Perſon or Perſons, obliged to perform Quarentine, according to ſuch Order or Orders made and notified, as aforeſaid, and this Act, and upon Proof to be made by the Oaths of the Maſter, or other Perſon having Charge of ſuch Ship or Veſſel, and of two of the Perſons belonging to ſuch Ship or Veſſel, or upon Proof to be made by the Oaths of two credible Witneſſes before the Cuſtomer, Comptroller, or Collector of the Port where ſuch Quarentine ſhall be performed, or the next Port thereunto, or before any of their Deputies, or any one Juſtice of the Peace living near to ſuch Port or (where ſuch Quarentine ſhall have been performed in any Inland Place) before any two Juſtices of the Peace living near thereunto, or where ſuch Quarentine ſhall have been performed within any of the ſaid Iſles of Guernſey, Jerſey, Alderney, Sark and Man, before any two Juſtices or Magiſtrates of any of the ſaid Iſles reſpectively (which Perſons are hereby authorized and required to adminiſter ſuch Oath) that ſuch Ship or Veſſel, and all and every ſuch Perſon and Perſons reſpectively, have duly performed Quarentine, as aforeſaid, and that the Ship or Veſſel, and all and every ſuch Perſon and Perſons, are free from Infection, then, and in the ſaid reſpective Caſes, ſuch Cuſtomer, Comptroller, or Collector, or any of their Deputies, together with the ſaid Juſtice of the Peace, or ſuch two Juſtices of the Peace, or ſuch Jurats or Magiſtrates, as aforeſaid, reſpectively, are hereby required to give a Certificate thereof; and thereupon ſuch Ship or Veſſel, and all and every ſuch Perſon and Perſons ſo having performed Quarentine, ſhall be liable to no further Reſtraint or Detention upon the ſame Account for which ſuch Ship or Veſſel, Perſon or Perſons ſhall have performed Quarentine, as aforeſaid.

And it is hereby further enacted, That the Officer before whom ſuch Oath ſhall be made, and by whom ſuch Certificate ſhall be given, ſhall, for ſuch reſpective Oath and Certificate, demand no more than one Shilling for each, over and above the Stamp-Duties.

Provided nevertheleſs, and it is hereby enacted, That all Goods, Wares, and Merchandizes, ſhall, after Quarentine performed, be opened, and aired, in ſuch Place or Places, and for ſuch Time, and in ſuch Manner, as hath been or ſhall be directed by His Majeſty, his Heirs or Succeſſors, by ſuch Order or Orders, made or to be made and notified, as aforeſaid; and after ſuch Orders ſhall have been duly complied with, and Proof ſhall be made thereof by the Oaths of two or more credible Witneſſes before the Cuſtomer, Comptroller, or Collector of the Port, lying next to ſuch Place or Places where ſuch Goods, Wares, or Merchandizes, ſhall have been opened and aired, as aforeſaid, or any of their Deputies, and any one Juſtice of the Peace living near the ſame, or before any two Jurats or Magiſtrates of the ſaid Iſles of Guernſey, Jerſey, Alderney, Sark, or Man reſpectively (who are hereby authorized and required to adminiſter ſuch Oath) upon Certificate and Return of ſuch Proof by ſuch Cuſtomer, Comptroller, or Collector, or any of their Deputies, or ſuch two Jurats or Magiſtrates, as aforeſaid, (who are hereby reſpectively required to make ſuch Certificate and Return to the Commiſſioners appointed for the Management of the Cuſtoms in Great Britain, or Ireland, or to the Governour or Commander in Chief, being upon the Place, in the Iſles of Guernſey, Jerſey, Alderney, Sark, or Man reſpectively,) ſuch Goods, Wares, and Merchandizes, ſhall be forthwith diſcharged from any Reſtraint or Detention on the ſame Account, by Order of the ſaid Commiſſioners, or any two of them, or of the ſaid Governour or Commander in Chief of any of the ſaid Iſles, as aforeſaid, reſpectively; for every of which Oath, Certificate, and Order, no more ſhall be demanded or taken than the Sum of one Shilling.

Provided always, and be it enacted, That if any Officer or other Perſon ſhall demand or take any greater Sum than is hereby allowed and limited for any ſuch Oath, Order, or Certificate, to be adminiſtred or made in purſuance of this Act, every Perſon ſo offending ſhall forfeit the Sum of One hundred Pounds; one Moiety thereof to His Majeſty, his Heirs and Succeſſors, and the other Moiety to him or them, who will ſue for the ſame by Action, Bill, Plaint, or Information, in any of His Majeſty's Courts of Record at Weſtminſter, Edinburgh, or Dublin, or in the proper Courts of Guernſey, Jerſey, Alderney, Sark, or Man reſpectively; in which Caſes Coſts ſhall be allowed to either Party as in other Caſes.

And whereas it is notorious, that notwithſtanding the many good Laws made to prevent the clandeſtine Importation of cuſtomable and prohibited Goods and Merchandizes, a pernicious Trade, of that kind, is ſtill carried on, for the moſt part in open Boats, and Veſſels of ſmall Burthen, which privately, and in the Night, put into Creeks and ſecret Places on the Coaſt, thereby eſcaping the Obſervation of the Officers of the Cuſtoms; which Practices may prove highly detrimental to the Safety of theſe Kingdoms, during a Time of Infection: For Prevention thereof, Be it enacted by the Authority aforeſaid, That during the preſent Infection, and in all future Times, when any Part of Great Britain, Ireland, or the Iſles of Guernſey, Jerſey, Alderney, Sark, and Man, or France, Spain, Portugal, or the Low Countries, ſhall be infected with the Plague, it ſhall and may be lawful to and for His Majeſty, his Heirs and Succeſſors, by his or their Proclamation, to prohibit and reſtrain all ſmall Boats and Veſſels, under the Burthen of Twenty Tuns, from ſailing or paſſing out of any Port or Place of Great Britain or Ireland, or the Iſlands of Guernſey, Jerſey,

Alderney,

Alderney, Sark, and Man, or any of them, until Security be first given by the Master of every such Boat or Veſſel reſpectively, to the Satisfaction of the principal Officer of the Cuſtoms, or the chief Magiſtrate of the Port or Place from whence ſuch Boat or Veſſel ſhall ſail, by Bond taken to the King, his Heirs or Succeſſors, with ſufficient Sureties, in the Penalty of Five hundred Pounds, with Condition, That if ſuch Boat or Veſſel ſhall not go to, or touch at any Country, Port, or Place to be mentioned for that purpoſe in ſuch Proclamation, and if the Maſter or other Perſon having Charge of ſuch Boat or Veſſel, and all and every Mariner and Mariners, Paſſenger and Paſſengers going in ſuch Boat or Veſſel, ſhall, during the Time aforeſaid, not go on board any other Ship or Veſſel at Sea, and if ſuch Maſter or other Perſon having Charge of ſuch Boat or Veſſel, ſhall not permit or ſuffer any Perſon or Perſons to come on board ſuch Boat or Veſſel at Sea, from any other Ship or Veſſel, and ſhall not, during the Time aforeſaid, receive any Goods or Merchandizes whatſoever out of any other Ship or Veſſel, then ſuch Bond ſhall be void, or to ſuch effect; for the making of which Bond no more ſhall be taken than the Sum of one Shilling over and above the Stamp-Duties; and in caſe any Boat or Veſſel, for which ſuch Security ſhall be required by ſuch Proclamation, ſhall ſet ſail or paſs out of any Port or Place of Great Britain, or Ireland, or the Iſlands of Guernſey, Jerſey, Alderney, Sark, and Man, or any of them reſpectively, before ſuch Security ſhall be given, as aforeſaid, every ſuch Boat or Veſſel, ſo ſailing or paſſing out of any Port or Place contrary to the true Intent and Meaning of this Act, together with her Tackle, Apparel and Furniture, ſhall be forfeited to the King, His Heirs and Succeſſors, and ſhall and may be ſeized, ſued for, and recovered in His Majeſty's Court of Exchequer at Weſtminſter, Edinburgh, or Dublin, or in the proper Courts of the Iſles of Guernſey, Jerſey, Alderney, Sark, or Man reſpectively, to the Uſe of His Majeſty, his Heirs and Succeſſors; and the Maſter of, and every Mariner ſailing in every ſuch Boat or Veſſel, being thereof lawfully convicted upon his or their Appearance or Default, upon the Oath or Oaths of one or more credible Witneſſes, by one or more Juſtice or Juſtices of the Peace where ſuch Offender ſhall be found, which Oath ſuch Juſtice or Juſtices of the Peace are hereby impowered and required to adminiſter, ſhall forfeit the Sum of fifty Pounds; one Moiety thereof to the Informer, and the other Moiety to the Poor of the Pariſh where ſuch Offender ſhall be found; the ſame to levied by Diſtreſs and Sale of the Offenders Goods, by Warrant under the Hand and Seal, or Hands and Seals of ſuch Juſtice or Juſtices before whom ſuch Offender ſhall be convicted, as aforeſaid; and for Want of ſufficient Diſtreſs, every ſuch Offender ſhall by ſuch Juſtice or Juſtices be committed to Priſon, there to remain without Bail or Mainprize for the Space of three Months; and in caſe ſuch Offender ſhall be found in any of the ſaid Iſles of Guernſey, Jerſey, Alderney, Sark, or Man, and ſhall be lawfully convicted of ſuch Offence in any Action or Suit to be founded upon this Act, in the proper Court of any of the ſaid Iſles where he ſhall be ſo found, ſuch Offender ſhall forfeit the Sum of twenty Pounds; one Moiety thereof to the Informer, and the other Moiety to the Poor of the Pariſh or Place where ſuch Offender ſhall be found, and ſhall ſuffer Impriſonment without Bail or Mainprize for the Space of three Months.

And foraſmuch as the Perſons uſing ſuch clandeſtine Trade, are greatly encouraged to continue in the ſame, by reaſon great Numbers of Perſons, for their private Lucre, receive and buy the Goods and Merchandizes ſo by them clandeſtinely imported contrary to Law: Be it therefore enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall receive or buy any Goods, Wares, or Merchandizes, ſo clandeſtinely run or imported, before the ſame ſhall have been legally condemned, knowing the ſame to be ſo clandeſtinely run or imported, and ſhall be thereof lawfully convicted upon his, her, or their Appearance or Default, upon the Oath or Oaths of one or more credible Witneſſes by one or more Juſtice or Juſtices of the Peace of the County, Diviſion, or Liberty where ſuch Offence ſhall be committed, or the Offender ſhall be found (which Oath ſuch Juſtice or Juſtices of the Peace are hereby required to adminiſter) the Perſon ſo convicted ſhall forfeit the Sum of ten Pounds; one Moiety thereof to the Informer, and the other Moiety to the Poor of the Pariſh where ſuch Offence ſhall be committed, the ſame to be levied by Diſtreſs and Sale of the Offenders Goods, by Warrant under the Hand and Seal, or Hands and Seals of ſuch Juſtice or Juſtices before whom ſuch Offender ſhall be convicted, as aforeſaid; and for want of ſuch Diſtreſs, every ſuch Offender ſhall by ſuch Juſtice or Juſtices be committed to Priſon, there to remain, without Bail or Mainprize, for the Space of three Months.

And to the end that all Perſons may know how to demean themſelves in the Premiſſes, be it further enacted by the Authority aforeſaid, That when, and as often as His Majeſty, his Heirs or Succeſſors, ſhall make any Order or Orders concerning Quarentine, and the Prevention of Infection, and notify the ſame by Proclamation, as aforeſaid, ſuch Proclamation ſhall be publickly read upon the next Sunday after the Receipt of the ſame, and the firſt Sunday in every Month afterwards, during the Time ſuch Orders ſhall continue in Force, immediately after the Prayers and the Sermon, in all Pariſh-Churches and other Places ſet apart for Divine Worſhip within ſuch Counties and Places as ſhall be ſpecified for that Purpoſe in ſuch Proclamation.

And be it further enacted by the Authority aforeſaid, That if any Action or Suit ſhall be commenced againſt any Perſon or Perſons for any Thing done in Purſuance of this preſent Act, that the Defendant or Defendants in ſuch Action or Suit may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence at any Tryal to be had thereupon, and that the ſame was done in Purſuance and by Authority of the ſaid Act; and if it ſhall appear ſo to have been done, then the Jury ſhall find for the Defendant or Defendants; and if the Plaintiff ſhall be nonſuited, or diſcontinue his Action after the Defendant or Defendants ſhall have appeared, or if Judgment ſhall be given upon any Verdict or Demurrer againſt the Plaintiff, the Defendant or Defendants ſhall, and may recover treble Coſts, and have the like Remedy for the ſame, as the Defendant or Defendants hath or have in other Caſes by Law.

And it is hereby enacted, That this Act, and the ſeveral Clauſes and Proviſions therein contained, ſhall commence and take Effect from and after the 10th Day of February, in the Year of our Lord one thouſand ſeven hundred and twenty, and ſhall continue in Force for the Space of three Years, and from thence to the End of the then next Seſſion of Parliament; and from and after the ſaid 10th Day of February, one thouſand ſeven hundred and twenty, the aforeſaid Act, made in the Ninth Year of the Reign of Her late Majeſty Queen Anne, Intituled, *An Act to oblige Ships coming from Places infected, more effectually to perform Quarentine* (as to all Matters and Things to ariſe or be done, from and after the 10th Day of February, one thouſand ſeven hundred and twenty) ſhall be and ſtand abſolutely repealed.

And be it further enacted by the Authority aforeſaid, That the Watches by this Act before directed to be kept, ſhall be maintained at the Charges of the County or Riding wherein ſuch Watches ſhall be reſpectively kept; and that the Juſtices of the Peace in their General Quarter Seſſions ſhall have Power, and are hereby required to raiſe Monies upon the reſpective Counties or Ridings, in which they are impowered to act by their Commiſſions, in ſuch Manner, and by ſuch Ways and Means, as they are reſpectively impowered to raiſe Money for County Goals and Bridges, to ſatisfy the Charges and Expences of ſuch Watches as ſhall have been kept in Purſuance of this Act; and the Monies ſo raiſed ſhall be paid to the Chief Conſtable of each Diviſion, to be by him paid and diſtributed according to the Order of ſuch Juſtices, to the Perſons who ſhall be reſpectively entituled to receive the ſame on account of keeping ſuch Watches, as aforeſaid.

And be it further enacted by the Authority aforeſaid, That if any Officer or other Perſon appointed to ſee Quarentine duly performed, or any Perſon placed or appointed as a Watchman upon any Town or Place infected with the Plague, or upon any Line or Lines, Trench or Trenches made, as aforeſaid, or any Houſe, Lazaret, Ship, or other Place for Performance of Quarentine in purſuance of this Act, ſhall knowingly and willingly permit or ſuffer any Perſon, Ship, Goods, or Merchandizes, to depart, or be conveyed out of ſuch Town or Place infected, or ſuch Line or Lines, Trench or Trenches made, as aforeſaid, or ſuch Houſe, Lazaret, Ship, or other Place reſpectively appointed for Performance of Quarentine, unleſs in ſuch Caſes, and by ſuch proper Licence, as are or ſhall be directed or permitted by ſome Order

or